

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

*In re* Flint Water Cases.

Judith E. Levy

United States District Judge

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This Order Relates To:

*Bellwether III Cases*

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**AMENDED SCHEDULING ORDER FOR BELLWETHER III  
TRIAL**

The Court sets forth the upcoming schedule for the Bellwether III trial below, amending the operative schedule set forth in ECF No. 2900.

<b><u>Event</u></b>	<b><u>Amended Deadline/Deadline Range (where applicable)</u></b>
Daubert and Summary Judgment Motions	<b>Plaintiffs' Daubert Motions:</b> April 22, 2024  <b>Defendant's Remaining Daubert Motion:</b> Briefing schedule to be proposed by the Parties based on scheduling of deposition of Dr. Hoffman  <b>Summary Judgment Motions for both parties:</b> April 15, 2024

<b><u>Event</u></b>	<b><u>Amended Deadline/Deadline Range (where applicable)</u></b>
Daubert and Summary Judgment Response Briefs	<b>Plaintiffs' Daubert Motion Response Briefs:</b> April 30, 2024 (Dr. Jourdan, Dr. Crakes, and Dr. Russell), May 14, 2024 (Dr. Bithoney and Dr. Sample), May 28, 2024 (Dr. Specht)  <b>Summary Judgment Response Briefs:</b> May 13, 2024
Daubert and Summary Judgment Reply Briefs	<b>Defendant's Daubert Motion Reply Briefs:</b> May 10, 2024 (Dr. Jourdan, Dr. Crakes, and Dr. Russell), May 24, 2024 (Dr. Bithoney and Dr. Sample), June 11, 2024 (Dr. Specht)  <b>Summary Judgment Reply Briefs:</b> May 28, 2024
Oral Argument on Daubert Motions	June 27, 2024 9:30 am cont'd if needed on June 28, 2024 9:30 am
Deadline for Parties to Submit Joint Proposed Jury Questionnaire to the Court (via e-mail)	July 15, 2024

<b><u>Event</u></b>	<b><u>Amended Deadline/Deadline Range (where applicable)</u></b>
Motions in Limine— Opening Briefs	July 22, 2024
Motions in Limine— Response Briefs	August 5, 2024
Motions in Limine— Reply Briefs	August 12, 2024
Deadline for Parties to Ship 200 copies of Juror Questionnaires to Judge Levy's Chambers in Ann Arbor, Michigan	September 6, 2024

<b><u>Event</u></b>	<b><u>Amended Deadline/Deadline Range (where applicable)</u></b>
Summoned Jurors to Courthouse to Answer Questionnaires (Court Staff Only) (Jury Department takes approximately one week to process questionnaires and make them available to counsel and the Court)	September 10, 2024 9:00am, cont'd if needed on September 11, 2024 9:00am
Hearing on motions in limine (the Court will notify the parties in advance as to which motions will be argued)	September 12, 2024 10:30am

<b><u>Event</u></b>	<b><u>Amended Deadline/Deadline Range (where applicable)</u></b>
Deposition Designations (due for exchange between parties)	Parties to propose deadline
Objections to Deposition Designations and Counter-Designations (due for exchange between parties)	Parties to propose deadline
Deadline for Submitting Deposition Designations Matrices and Highlighted Transcripts to the Court (via e-mail)	September 16, 2024
Parties to File Jointly Proposed Jury Instructions and Verdict Form	September 16, 2024

<b><u>Event</u></b>	<b><u>Amended Deadline/Deadline Range (where applicable)</u></b>
Parties to Submit Joint Final Pretrial Order (use Utilities function in CM/ECF and e-mail)	September 16, 2024
Parties to Submit Jointly Proposed Voir Dire Questions and Joint Statement of the Case (via e-mail)	September 20, 2024
Status Conference Regarding Excusals Based on Jury Questionnaire Responses	TBD

<b><u>Event</u></b>	<b><u>Amended Deadline/Deadline Range (where applicable)</u></b>
Final Pretrial Conference and Hearing on proposed Jury Instructions and Verdict Form	September 23, 2024 10:30am cont'd if needed on September 24, 2024 10:30am
Deadline for Court to Inform Jury Dept of Excusals Based on Questionnaires (Court Staff Only)	October 2, 2024
Hearing Regarding Misc. Pretrial Matters (if needed)	October 7, 2024
<b>First Day of Trial/Voire Dire</b>	October 8, 2024

Hearings will be conducted in person in Ann Arbor, Michigan unless the Court notifies the parties in advance otherwise.

IT IS SO ORDERED.

Dated: April 12, 2024  
Ann Arbor, Michigan

s/Judith E. Levy  
JUDITH E. LEVY  
United States District Judge

**CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing document was served upon counsel of record and any unrepresented parties via the Court's ECF System to their respective email or first-class U.S. mail addresses disclosed on the Notice of Electronic Filing on April 12, 2024.

s/William Barkholz  
WILLIAM BARKHOLZ